

**CITY OF NORTHGLENN
LIQUOR LICENSING AUTHORITY
August 20, 2012**

CALL TO ORDER Chairman Virgil Hall called a regular meeting of the Northglenn Liquor Licensing Authority to order on Monday, August 20, 2012 at 9:00 a.m. in City Hall Council Chambers, 11701 Community Center Drive, Northglenn.

ROLL CALL Present were: Chairman Virgil Hall, Authority Members John Clancy, Gloria Mikan, and Maxine Foster.

ABSENT None.

STAFF PRESENT Attorney Corey Hoffmann and Deputy City Clerk Lisa Andrews.

APPROVAL OF MINUTES:
August 6, 2012 Minutes of the August 6, 2012 meeting were approved as presented.

SPECIAL PRIVATE OCCASION PERMIT APPLICATION:
Van P. Morgan
August 25, 2012 Mr. Van Morgan was present to address any questions regarding the application, which is for a wedding reception to be held at E.B. Rains, Jr. Memorial Park.

There was discussion regarding the proximity of the pavilions to the walking path and playground. Mr. Morgan stated that there will be one person monitoring the alcohol to make sure it stays within the permitted area. Mr. Morgan stated that name tags will be issued to all guests and wristbands will be used to easily identify guests permitted to consume alcohol. A private party sign will also be posted.

MOTION TO PASS Ms. Foster **MOVED** and it was **SECONDED** by Mr. Clancy to approve the special private occasion permit application submitted by Van P. Morgan for an event on August 25, 2012.

MOTION PASSED There was no discussion and the motion **PASSED**.
IN FAVOR - Hall, Clancy, Mikan, Foster.
OPPOSED - No one.
ABSENT - No one.

SHOW CAUSE HEARINGS:
WLMS, LLC d/b/a
Wine Works On August 6, 2012, WLMS, LLC d/b/a Wine Works voluntarily

surrendered their liquor licenses. The establishment is no longer open for business.

MOTION TO PASS

Ms. Foster **MOVED** and it was **SECONDED** by Chairman Hall to vacate the Order to Show Cause issued to WLMS, LLC d/b/a Wine Works on June 18, 2012.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Hall, Clancy, Mikan, Foster.
OPPOSED - No one.
ABSENT - No one.

Q-Table BBQ Buffet, LLC
d/b/a Q-Table BBQ Buffet

Attorney Ausmus advised that Q Table BBQ Buffet, LLC has stipulated to the underlying violation that occurred on March 16, 2012. The employee cited for selling alcohol to a minor was found guilty through a no contest plea and was sentenced to pay a fine and costs on June 14, 2012. This is the licensee's first violation.

In a proposed stipulation, agreement and order, Attorney Ausmus made the following penalty recommendation: A fourteen day suspension of the licensee's liquor license with six days of actual suspension and eight days held in abeyance for a period of two years during which there can be no further violation of the State of Colorado Liquor or Beer Code. With regard to the actual suspension, the licensee shall serve a one day mandatory suspension and may be allowed to pay a fine in lieu of suspension for the remaining five days.

Mr. Jimmy Kwon and Ms. Yu Lee were present on behalf of Q Table BBQ Buffet, LLC. Ms. Lee stated that the cited server is from Texas and was not familiar with the vertical and horizontal formats of Colorado Driver's Licenses and Identification Cards. Though the server did check I.D., he made an error in calculating age. Since the violation occurred, all employees have received additional server training.

There was discussion regarding the dates of suspension in relation to the Labor Day holiday.

MOTION TO PASS

Mr. Clancy **MOVED** and it was **SECONDED** by Ms. Foster to accept the proposed stipulation, agreement and order for Q-Table BBQ Buffet, LLC D/B/A Q-Table BBQ Buffet with September 8, 2012 being served as a mandatory one day suspension and the dates of September 9, 2012 through September 13, 2012 being inserted as the period of proposed suspension for the purposes of calculating a fine in lieu.

MOTION PASSED

There was no discussion and the motion **PASSED**.

IN FAVOR - Hall, Clancy, Mikan, Foster.
OPPOSED - No one.
ABSENT - No one.

Adriana Martinez, LLC
d/b/a Frida's Oven

Chairman Hall opened the show cause hearing for Adriana Martinez, LLC d/b/a Frida's Oven with a statement regarding the jurisdiction of the Northglenn Liquor Licensing Authority and the procedures to be followed. There were no objections to the jurisdiction of the Authority or the procedural aspects of the hearing.

Prosecuting Attorney Christy Ausmus provided an opening statement, explaining that Adriana Martinez, LLC admits to the underlying violation that occurred on March 16, 2012 but is not in agreement with the proposed stipulation, agreement and order that had been prepared and presented to both the licensee and the Authority.

Attorney Ausmus entered Exhibit A, a certified copy of the summons, complaint, and disposition. The employee cited for selling alcohol to a minor was found guilty through a no contest plea and was sentenced to pay a fine and costs on June 14, 2012.

Mr. Hugo Martinez and Ms. Adriana Martinez were present on behalf of Adriana Martinez, LLC. Mr. Martinez testified that, while he and Ms. Martinez admit to the violation, they had not been in contact with Prosecuting Attorney Ausmus prior to the date of the hearing and did not have adequate time to review the proposed stipulation, agreement and order. Mr. Martinez requested a continuance of the show cause hearing in order to obtain legal counsel.

MOTION TO PASS

Mr. Clancy **MOVED** and it was **SECONDED** by Ms. Foster to continue the show cause hearing for Adriana Martinez, LLC d/b/a Frida's Oven to September 17, 2012.

MOTION PASSED

There was no discussion and the motion **PASSED**.

IN FAVOR - Hall, Clancy, Mikan, Foster.
OPPOSED - No one.
ABSENT - No one.

**LIQUOR LICENSE
RENEWAL
APPLICATION:**

Q-Table BBQ Buffet, LLC
d/b/a Q Table BBQ Buffet

Deputy City Clerk Andrews provided a summary of the application.

MOTION TO PASS

Ms. Mikan **MOVED** and it was **SECONDED** by Chairman Hall to approve the liquor license renewal application submitted by Q-Table BBQ Buffet, LLC d/b/a Q-Table BBQ Buffet.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Hall, Clancy, Mikan, Foster.
OPPOSED - No one.
ABSENT - No one.

OTHER MATTERS:

None.

COMMUNICATIONS:

Attorney Hoffmann advised the Authority that, on August 27, 2012, City Council will consider an ordinance to prohibit liquor permits from being issued for private events at public pools.

Chairman Hall expressed concern regarding illegal consumption of alcohol in the City's parks on weekends. Attorney Hoffmann suggested illegal activity be reported to the Northglenn Police Department immediately. On-going concerns can also be voiced to the Parks and Recreation Board and/or the City Manager. Attorney Hoffmann will pass information on to the Chief of Police to request extra patrol in the parks.

Deputy City Clerk Andrews provided an update on the application for appointment to the Northglenn Liquor Licensing Authority submitted by Mr. Leon Powell, Jr.; if Mr. Powell expresses continued interest, an interview will be re-scheduled.

ADJOURNMENT:

There being no further business, the meeting adjourned at 9:57 a.m.

LISA ANDREWS, CMC
Deputy City Clerk

VIRGIL HALL
Chairman